

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF OHIO**

IN RE: : **CHAPTER 13 PROCEEDING**
WILLIAM JOHN VELLIOS : **CASE NO. : 17-61023**
: **JUDGE RUSS KENDIG**
DEBTOR(S) : **MOTION FOR DISMISSAL**

Now comes the Standing Chapter 13, Trustee, Toby L. Rosen, and requests that the case be **DISMISSED** because of the following:

The Debtor filed a petition for relief under Chapter 13 on May 4, 2017.

- a. The plan is not confirmable.**
- b. Payments have not been made in accordance with the filed plan.**
- c. The debtor failed to provide information requested in the Notice of Noncompliance:**

Proof of ownership of all real estate to which debtor has interest

Need information from attorney for estate and business

Need appraisal of French Napoleon gold coins

Because of the above, the Debtors is causing an unreasonable delay in the administration of the case that is prejudicial to the Creditors, and therefore, the Trustee requests that the above named case be **dismissed** pursuant to Bankruptcy Code 1307(c)(1).

/S/Toby L. Rosen

Toby L. Rosen, Chapter 13 Trustee

CERTIFICATE OF SERVICE

I certify that on August 21, 2017, a true and correct copy of the MOTION was served:

Via the court's Electronic Case Filing System on these entities and individuals who are listed on the court's Electronic Mail Notice List:

EDWIN BREYFOGLE ESQUIRE, on behalf of WILLIAM JOHN VELLIOS, at
edwinbreyfogle@sssnet.com

And by regular U.S. Mail, postage prepaid, on:

WILLIAM JOHN VELLIOS
4161 WALES RD NW
MASSILLON, OH 44646

/s/ Toby L. Rosen
Toby L. Rosen, Chapter 13 Trustee
400 West Tuscarawas Street, 4th Floor
Canton, Ohio 44702
330-455-2222

NOTICE OF MOTION FOR DISMISSAL AND NOTICE OF HEARING

TOBY L. ROSEN, the Standing Chapter 13 Trustee, has filed papers with the Court to **DISMISS** your case.

Your rights may be affected. You should read these papers carefully to discuss them with your attorney, if you have one, in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)

If you do not want the Court to **DISMISS** your case, or if you want the Court to consider your views on the **DISMISSAL**, then on or before **SEPTEMBER 11, 2017**, you or your attorney must file with the Court an objection, and attend a Hearing on said objection on **SEPTEMBER 27, 2017 at 1:30 PM** at:

**United States Bankruptcy Court
Ralph Regula Federal Building
401 McKinley Ave, S.W.
Canton, OH 44702**

You must also mail a copy to:

**Toby L. Rosen, Chapter 13 Trustee
400 Tuscarawas Street, 4th Floor
Canton, Ohio 44702**

If you or your attorney do not take these steps, the court may decide that you do not oppose the relief sought in the motion and may enter an order granting the dismissal.

/S/Toby L. Rosen
Toby L. Rosen, Chapter 13 Trustee